

**GOVERNMENT OF INDIA
COMPANY AFFAIRS
LOK SABHA**

UNSTARRED QUESTION NO:5113
ANSWERED ON:11.05.2007
FLOUTING THE PROVISIONS OF MRTP ACT
Deshmukh Shri Subhash Sureshchandra

Will the Minister of COMPANY AFFAIRS be pleased to state:

- (a) whether the manufacturers of soft drinks are flouting the provisions of the MRTP Act with impunity;
- (b) if so, the year-wise/State-wise details thereof for the last three years;
- (c) the names of soft drink manufacturers against whom complaints have been made for flouting the provision of MRTP Act; and
- (d) the action taken or proposed to be taken against such manufacturers?

Answer

MINISTER OF THE STATE IN THE MINISTRY OF COMPANY AFFAIRS (SHRI PREM CHAND GUPTA)

(a) to (d) Alleged violation of provisions of the Monopolies and Restrictive Trade Practices (MRTP) Act, 1969 is dealt with under the said Act through proceedings before the MRTP Commission. During the last three years (2004-2006), MRTP Commission instituted one enquiry against soft drink manufacturers for alleged violation of MRTP Act. The details of this enquiry are as under:

Year of Institution	Enquiry No.	State respondent	Title of enquiry	with Remarks
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2005	CA 01/2005	Uttar Pradesh	Vikash Pepsi Agency, Gorakhpur Vs. Territory Development Manager, Pepsi Cola India Marketing Co., Gorakhpur and Another	In progress
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In such cases, action is taken as contemplated under the MRTP Act, 1969, for violations of provisions of law, if any.